

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF OHIO
EASTERN DIVISION**

**IN RE: OHIO EXECUTION
PROTOCOL LITIGATION**

**This document relates to:
PLAINTIFF CLEVELAND
JACKSON**

Case No. 2:11-cv-1016

**CHIEF JUDGE EDMUND A. SARGUS, JR.
Magistrate Judge Michael R. Merz**

**DEATH PENALTY CASE:
Execution scheduled for
November 13, 2019**

**Joint Motion to Reschedule Rule 30(b)(6) Deposition of
Ohio Pharmacy Services**

Plaintiff Cleveland Jackson, together with non-party Ohio Pharmacy Services (“OPS”), respectfully request that this Court postpone the scheduled deposition under Fed. R. Civ. P. 30(b)(6) from August, 5, 2019, as currently scheduled, until August 7, 2019.¹

On July 3, 2019, Plaintiff Jackson sought leave to conduct a deposition under Rule 30(b)(6) of the Ohio Pharmacy Services, a governmental entity and a division of Ohio Department of Mental Health and Addiction Services (“ODMH”). (ECF No. 2246.) This Court granted that Motion on July 9, (ECF No. 2252), setting the date for the deposition as July 29, 2019 per Jackson’s request in the Motion.

¹ While counsel for Plaintiff Jackson and counsel for the deponent are both in agreement to adjust the date of the deposition and believe that can be done accordingly without involving this Court’s time and attention, counsel jointly file this motion out of an abundance of caution in light of a previous order from this Court (ECF No. 2213, PageID 107105-06), since vacated (ECF No. 2222, PageID 107539).

OPS commenced its review and subsequent production of documents, and on July 22, 2019 the parties filed a Joint Motion to Reschedule 30(b)(6) Deposition of Ohio Pharmacy Services. (ECF No. 2281.) Plaintiff Jackson and OPS asked the Court to postpone the deposition until August 5, 2019. The Court granted the Joint Motion by notation order on July 22, 2019. (ECF No. 2283.)

In light of continued review of documents recently produced, Plaintiff Jackson and OPS now jointly ask that the Court postpone that deposition until Wednesday, August 7, 2019. Like last time, this delay will allow the parties to continue working to uncover and review relevant documents and to fully prepare for the deposition accordingly.

Respectfully submitted August 1, 2019.

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by

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**Counsel for Ohio Department of Mental
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CERTIFICATE OF SERVICE

I hereby certify that on August 1, 2019, I electronically filed the foregoing **Joint Motion to Reschedule Deposition** with the Clerk of the United States District Court for the Southern District of Ohio using the CM/ECF system, which will send notification of such filing to counsel for all parties.

/s/ Allen L. Bohnert

Trial Attorney for Plaintiff Jackson